

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD  
LOS ANGELES REGION**

320 W. 4<sup>th</sup> Street, Suite 200  
Los Angeles, California 90013  
(213) 576-6600

Public Notice No. 16-042  
NPDES No. CA0064637

**NOTICE OF PUBLIC HEARING**

**PROPOSED ISSUANCE  
OF  
WASTE DISCHARGE REQUIREMENTS  
(National Pollutant Discharge Elimination System Permit)**

<b>DISCHARGER</b>	<b>DISCHARGE LOCATION</b>	<b>RECEIVING WATER</b>
Equilon Enterprises LLC dba Shell Oil Products US, Shell Oil Products US Mormon Island Terminal	167 Berth (167-169), Wilmington, California 90744	Los Angeles Inner Harbor

Equilon Enterprises LLC dba Shell Oil Products US (hereinafter, Discharger) discharges storm water from the Shell Oil Products US Mormon Island Terminal (hereinafter, Facility) to the Los Angeles Inner Harbor, a water of the United States. The discharge was previously regulated by Order No. R4-2011-0097, adopted on June 2, 2011, and effective on July 2, 2011. Order No. R4-2011-0097 expired on May 10, 2016, and also served as a permit under the National Pollutant Discharge Elimination System (NPDES No. CA0003557) Program. The Discharger filed a Report of Waste Discharge (ROWD) on July 28, 2016, and applied to the Regional Water Board for issuance of waste discharge requirements (WDRs) and an NPDES permit to discharge storm water from the Facility.

The Discharger owns and operates the Facility located at Berth 167-169, Wilmington, California 90744, within the Port of Los Angeles. The Facility is a marine transfer terminal and tank farm. Shipments of gasoline, diesel, jet fuel, and ethanol are received from vessels of domestic and international origin. Products are transferred directly from the vessels, through pipelines, offsite to the Shell Carson Terminal (Cason, CA) or onsite to aboveground storage tanks for temporary storage; the contents within the onsite aboveground storage tanks are eventually transported to the Shell Carson Terminal through pipeline. All process areas of the Facility, including tank farms, pump house, hazardous waste storage area, and area containing aboveground piping manifolds and valves, are bermed. There are three tank farms within the Facility, all of which are bermed with concrete diked walls and earthen bottoms; storm water contained within the tank farms will normally be left for evaporation or percolation into the soil. When the bermed tank farms reach certain capacities, the Discharger can manually open valves that drain the contents within the bermed areas into an oil-water separator. The Discharger normally discharges the oil-water separator effluent to the City of Los Angeles sanitary sewer, or offsite to the Shell Carson Terminal for subsequent treatment and disposal. Discharges to the Shell Carson Terminal Facility and to the sanitary sewer are the preferred options; the Discharger also had the option to discharge the effluent from the oil-water separator to the Los Angeles Inner Harbor through Discharge Point 001 (which requires the opening of a valve manually) under NPDES CA0003557. The Facility had not discharged through Discharge Point 001 to the

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Los Angeles Inner Harbor since 2002. The Discharger proposes to discharge up to 0.216 million gallons per day (MGD) of storm water from the Facility into the Los Angeles Inner Harbor, a water of the United States, through Discharge Point 001 (Latitude 33.7558°, Longitude -118.2677°).

On the basis of preliminary staff review and application of lawful standards and regulations, the California Regional Water Quality Control Board, Los Angeles Region, tentatively proposes to issue waste discharge requirements, including effluent limitations and special conditions.

#### HEARING DATE AND LOCATION

Date: February 2, 2017  
Time: 9:00 a.m.  
Place: Metropolitan Water District of Southern California Board Room  
700 North Alameda Street  
Los Angeles, California

#### AVAILABILITY OF DOCUMENTS

The Report of Waste Discharge, related documents, tentative requirements, comments received, and other information received on the discharge are available for inspection and copying between the hours of 8:00 a.m. and 4:30 p.m. at the following address:

California Regional Water Quality Control Board  
Los Angeles Region  
320 West 4<sup>th</sup> Street, Suite 200  
Los Angeles, CA 90013

Arrangements for file review and/or obtaining copies of the documents may be made by calling the Los Angeles Regional Water Board at (213) 576-6600. The entire file will become a part of the administrative record of this proceeding, irrespective of whether individual documents are specifically referenced during the hearing. The entire file will not be present in the hearing room. Should any interested persons desire staff to bring to the hearing any particular documents that are not included in the agenda packet, they must submit a written or electronic request to staff during business hours, not later than 5 business days before the hearing. The request must identify the documents with enough specificity for staff to locate them.

The tentative requirements, and when they are available comments received and response to comments, will be posted on the Regional Water Board website at:

[http://www.waterboards.ca.gov/losangeles/board\\_decisions/tentative\\_orders/index.shtml](http://www.waterboards.ca.gov/losangeles/board_decisions/tentative_orders/index.shtml)

#### NATURE OF HEARING

This will be a formal adjudicative hearing pursuant to section 648 et seq. of title 23 of the California Code of Regulations. Chapter 5 of the California Administrative Procedure Act (commencing with section 11500 of the Government Code) will not apply to this proceeding.

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*Ex Parte Communications Prohibited:* As a quasi-adjudicative proceeding, no board member may discuss the subject of this hearing with any person, except during the public hearing itself. Any communications to the Regional Water Board must be directed to staff.

### COMMUNICATIONS WITH STAFF BEFORE THE HEARING

The lead staff member responsible for this item is:

Ching Yin To  
320 West 4<sup>th</sup> Street, Suite 200  
Los Angeles, CA 90013  
PHONE: (213) 576-6696  
FAX: (213) 576-6660  
[Ching-yin.to@waterboards.ca.gov](mailto:Ching-yin.to@waterboards.ca.gov)

### PARTIES TO THE HEARING

The following are the parties to this proceeding:

1. The applicant/permittee

Any other persons requesting party status must submit a written or electronic request to staff not later than 20 business days before the hearing. All parties will be notified if other persons are so designated.

Regional Water Board staff is not a party to the proceeding; their participation in this proceeding exists for the purpose of advising and assisting the Regional Water Board.

### PUBLIC COMMENTS AND SUBMITTAL OF EVIDENCE

Persons wishing to comment upon or object to the tentative waste discharge requirements, or submit evidence for the Board to consider, are invited to submit them in writing to the above address. To be evaluated and responded to by staff, included in the Board's agenda folder, and fully considered by the Board, written comments must be submitted to [losangeles@waterboards.ca.gov](mailto:losangeles@waterboards.ca.gov) with a copy to [Ching-Yin.To@waterboards.ca.gov](mailto:Ching-Yin.To@waterboards.ca.gov) no later than close of business on **December 16, 2016**. Please reference the comments as "Comments on tentative NPDES Permit, Equilon Enterprises LLC dba Shell Oil Products US, Shell Oil Products US Mormon Island Terminal, CA0064637". Comments or evidence received after that date will be submitted, ex agenda, to the Board for consideration, but only included in the administrative record with express approval of the Chair during the hearing. Additionally, if the Board receives only supportive comments, the permit may be placed on the Board's consent calendar, and approved without oral testimony.

### HEARING PROCEDURE

The meeting, in which the hearing will be a part of, will start at 9:00 a.m. Interested persons are invited to attend. Staff will present the matter under consideration, after which oral statements from parties or interested persons will be heard. For accuracy of the record, all important testimony should be in writing. The Board will include in the administrative record written transcriptions of oral testimony that is actually presented at the hearing. Oral testimony may be limited to 3 minutes maximum or less for each speaker, depending on the number of persons

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wishing to be heard. Parties or persons with similar concerns or opinions are encouraged to choose one representative to speak. At the conclusion of testimony, the Board will deliberate in open or close session, and render a decision.

Parties or persons with special procedural requests should contact staff. Any procedure not specified in this hearing notice will be waived pursuant to section 648(d) of title 23 of the California Code of Regulations. Objections to any procedure to be used during this hearing must be submitted in writing not later than close of business 15 business days prior to the date of the hearing. Procedural objections will not be entertained at the hearing.

If there should not be a quorum on the scheduled date of this meeting, this case will be automatically continued to the next scheduled meeting on March 2, 2017. A continuance will not extend any time set forth herein.

Date: November 8, 2016